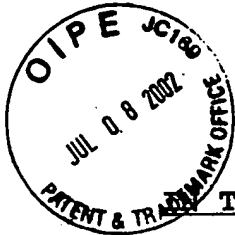


533 Rec'd PCT/PTO 08 JUL 2002 #6
PCT



Patent

THE UNITED STATES PATENT AND TRADEMARK OFFICE

MR-25PCT

Applicant : Thomas Hoell, et al
Serial No. : 09/831,996
Filed : November 20, 2001
For : NAVIGATION SYSTEM FOR PERFORMING AND ASSISTING
SURGICAL OPERATIONS, MARKING DEVICE OR FIDUCIAL,
AND POINTER FOR A TRACKING DEVICE IN A
NAVIGATION SYSTEM

Assistant Commissioner for Patents
Washington, D.C. 20231

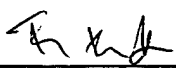
RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

S I R:

As required in the Notification of Defective Response,
submitted herewith are the originals of the declaration submitted
by fax on May 22, 2002.

A check in the amount of \$10.00 to cover the additional fee for multiple dependent claims is also enclosed.

Respectfully submitted,

By 
Friedrich Kueffner
Reg. No. 29,482
317 Madison Avenue, Suite 910
New York, New York 10017
(212) 986-3114

Dated: July 2, 2002

Encl.: Check in the amount of \$10.00

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on July 2, 2002.

By: 
Friedrich Kueffner

Date: July 2, 2002



UNITED STATES PATENT AND TRADEMARK OFFICE



Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/831,996	Thomas Hoell	MR-25PCT

Friedrich Kueffner
 342 Madison Avenue
 Suite 1921
 New York, NY 10173

RECEIVED
 JUN 28 2002

INTERNATIONAL APPLICATION NO.	
PCT/EP99/08602	
LA. FILING DATE	PRIORITY DATE
11/10/1999	11/17/1998

FRIEDRICH KUEFFNER

CONFIRMATION NO. 2238

371 FORMALITIES LETTER



OC00000008295462

Date Mailed: 06/18/2002

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - Fax copy of declaration submitted May 22, 2002 not legible.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Additionally the following defects have been observed:

- Additional claim fees of \$10 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$10 for a Large Entity:

- Total additional claim fee(s) for this application is \$10
 - \$10 for multiple dependant claims surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 305-3631

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/831,996	PCT/EP99/08602	MR-25PCT

FORM PCT/DO/EO/916 (371 Formalities Notice)

Adjustment date: 07/18/2002 SNAJARRO
 05/21/2001 UED0013E 00000026 09831996
~~05 FC:968~~ ~~270.00 OP~~

07/18/2002 SNAJARRO 00000089 09831996

01 FC:968

280.00 OP

Adjustment date: 07/31/2002 BCAMPBEL

07/18/2002 SNAJARRO 00000089 09831996

01 FC:968

-280.00 OP